

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:09-cv-00539-RMU**

BIOMGEN IDEC MA INC. v. DUDAS
Assigned to: Judge Ricardo M. Urbina
Cause: 35:145 Patent Infringement

Date Filed: 03/20/2009
Date Terminated: 07/06/2010
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government
Defendant

Date Filed	#	Docket Text
07/02/2010		MINUTE ORDER granting the joint motion <u>13</u> to remand. Upon consideration of the parties' joint motion to remand this matter to the United States Patent and Trademark Office ("USPTO"), it is hereby ORDERED that the motion is GRANTED; and it is FURTHER ORDERED that the existing patent-term calculation is vacated; and it is ORDERED that this matter is remanded to the USPTO for recalculation and adjustment of the disputed patent term in accordance with the Federal Circuit's decision in Wyeth v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010) and the USPTO's published interim procedures for such calculations; and it is FURTHER ORDERED that the parties shall file a joint status report with this court no later than thirty days after the USPTO's recalculation of the patent term, notifying the court of whether there is a need to continue this action and, if so, proposing a schedule to govern future proceedings; and it is ORDERED that this matter is stayed while on remand. The case shall be administratively closed pending further order of the court. SO ORDERED. Signed by Judge Ricardo M. Urbina on 07/02/2010. (EN,) (Entered: 07/02/2010)